



PUBLIC NOTICE

Federal Communications Commission
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DA-03-1741

Before the
Federal Communications Commission
Washington, D.C. 20554

PUBLIC NOTICE

Released: May 22, 2003

FEE DECISIONS OF THE MANAGING DIRECTOR AVAILABLE TO THE PUBLIC

The Managing Director is responsible for fee decisions in response to requests for waiver or deferral of fees as well as other pleadings associated with the fee collection process. A public notice of these fee decisions is published in the FCC record.

The decisions are placed in General Docket 86-285 and are available for public inspection. A copy of the decision is also placed in the appropriate docket, if one exists.

The following Managing Director fee decisions are released for public information:

A1A TV, Inc. – Request for waiver of FY 2000 regulatory fee late payment penalty for television station W22AN **Denied** (April 25, 2003)

Abiquiu Village TV Association of Abiquiu, NM – Request for waiver of FY 2002 regulatory fees for the television translator system operated by the Abiquiu Village TV Association of Abiquiu, NM **Granted** (January 22, 2003) [See Implementation of Section 9 of the Communications Act, Memorandum Opinion and Order, 10 FCC Rcd 10,891, para. 16 (1995)]

Balentine, Jimmy – Request for fee determination for FY 2002 for station WPSR572 **Replied** (January 22, 2003) [See Federal Communications Commission Public Notice "FY 2002 Commercial Wireless Regulatory Fees," (August 5, 2002) and see Assessment and Collection of Regulatory Fees for Fiscal 2002, Report and Order, MD Docket No. 02-64, FCC 02-205, Attachment D (rel. July 5, 2002)]

Borinquen Beepers, Inc. – Request for waiver and refund of the filing fee paid in connection with the pro forma assignment of CMRS licenses from Borinquen to the Trustee **Granted** (January 16, 2003) [See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985, 2 FCC Rcd 3558, 3572-73 (1990) see also MobileMedia Corporation, 14 FCC Rcd 8017, 8027 (1999) (bankruptcy establishes good cause for waiver of filing fee)]

Century Cablevision Holdings, L. L. C. – Request for a waiver of the filing fees associated with certain station and registration renewal applications to be filed between April 1, 2003 and December 31, 2003 **Granted** (April 25, 2003) [See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985, 2 FCC Rcd 3558, 3572-73 (1990) see also MobileMedia Corporation, 14 FCC Rcd 8017, 8027 (1999) (bankruptcy establishes good cause for waiver of filing fee)]

CommuniGroup of K. C., Inc. – Request for waiver of FY 2000 regulatory fee late payment penalty **Denied** (January 16, 2003)

Commco Technology, LLC – Request for waiver and refund of the filing fees paid in connection with two applications for involuntary control of microwave licenses from Commco Technology, LLC debtor and debtor-in-possession to the trustee **Granted** (March 20, 2003) [See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985, 2 FCC Rcd 3558, 3572-73 (1990) see also MobileMedia Corporation, 14 FCC Rcd 8017, 8027 (1999) (bankruptcy establishes good cause for waiver of filing fee)]

Cross Comm, Inc. – Request for waiver of FY 2002 regulatory fee for FM translators W296AD, W280AF and W267AF **Granted** (January 22, 2003) [See Implementation of Section 9 of the Communications Act, Memorandum Opinion and Order, 10 FCC Rcd 10,891, para. 16 (1995)]

Desert 31 Television Inc. commercial television station KVMD, Twentynine Palms, CA – Request for waiver of FY 2001 regulatory fees **Dismissed** (January 8, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon granted, 10 FCC Rcd 12759 (1995)]

Eagle Nest TV Association - Request for waiver of the FY 2002 regulatory fees for translator stations K09AK and K48AX, Eagle Nest and Rural, New Mexico; K35BZ, Eagle Nest, New Mexico; K20G0, Eagle Nest/Angel Fire, New Mexico; and FM Translator K236AK, Eagle Nest, New Mexico **Granted** (January 21, 2003) [See Implementation of Section 9 of the Communications Act, Memorandum Opinion and Order, 10 FCC Rcd 10,891, para. 16 (1995)]

Florence Television, LLC - Request for waiver of FY 2002 regulatory fee for WHDF (TV) **Granted** (January 21, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), reconsideration granted, 10 FCC Rcd 12759 (1995)]

Highland Cellular, Inc. – Request for waiver of the FY 2002 regulatory fee late payment penalty **Denied** (March 24, 2003)

Horvath Broadcasting, L. L. C. – Request for refund of FY 2002 regulatory fees **Granted** (February 14, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon granted, 10 FCC Rcd 12759 (1995)]

KGKL Incorporated – Request for waiver of FY 2000 regulatory fee late payment penalty for KGKL FM 97.5 & KGKL AM 960 **Denied** (January 16, 2003)

KMRI Radio, Inc. – Request for waiver of regulatory fees for FY 2002 for KMRI-AM **Denied** (January 22, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), reconsideration granted, 10 FCC Rcd 12759 (1995)]

Mississippi College - Request for waiver of FY 2002 regulatory fee late payment penalty for WHJT **Denied** (March 2, 2003)

McLeodUSA Telecommunications Services, Inc. - Request for waiver of FY 2002 regulatory fee late payment penalty **Denied** (March 24, 2003)

Off Campus Telecommunications T/A Apartment Services, Inc. – Request for waiver of the FY 2001 regulatory fee late payment penalty **Denied** (January 31, 2003)

Optel (Texas) Telecom, Inc. (filer ID No. 817192); **TVMAX Telecommunications, Inc.** (filer ID No. 813088); **TVMAX Telecommunications (Texas), Inc.** (filer ID No. 813086); **Optel (Arizona) Telecom, Inc.** (filer ID No. 819950); and **Optel (California) Telecom, Inc.** (filer ID No. 819952). Request for waiver of the FY 2002 interstate telecommunications service providers regulatory fees **Granted** (January 31, 2003) [See Assessment and Collection of Regulatory Fees for Fiscal Year 2002, 67 FR 46298, para. 26 (July 12, 2002), errata 67 FR 61000, para. 1 (September 27, 2002)]

ORBCOMM LLC and ORBCOMM License Corp. Request for deferral and waiver of any fees that may be associated with the submission of its “Request for Extension of Launch Authority” FCC call sign S2103 **Dismissed** (January 22, 2003) [See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), reconsideration granted, 10 FCC Rcd 12759 (1995)]

Parnassos, L.P., Debtor-in-Possession – Request or refund of various filing fees remitted by Adelphia Communications Corporation in connection with numerous license renewal applications filed with the Commission through November 2002 **Granted** (March 24, 2003) [See MobileMedia Corporation, et al., Memorandum Opinion and Order, 14 FCC Rcd. 8017, 8027, ¶ 40 (1999)]

PENSAT International Communications, Inc. – Request for waiver of regulatory fees for FY 2001 **Denied** (January 16, 2003) [See Implementation of Section 9 of the Communications Act, 10 FCC Rcd 12759, 12761-62 (1995)]

Phoenix Broadcasting, Inc. – Request for reconsideration of a fee waiver decision denying a request for waiver of the FY 2000 regulatory fees for KSWD(AM) and KPFD(FM) **Denied** (January 31, 2003) [See Implementation of Section 9 of the Communications Act 10 FCC Rcd 12759, 12761-62 (1995)]

Poulos, Don Request for refund of application renewal fees
Denied (January 31, 2003) [See 47 CFR Section 1.1108]

Professional Antenna, Tower and Translator Service –
Request for waiver of the FY 2002 regulatory fees for the
translator stations K245AB, K251AF, K261AA, K269AB,
K274AF, K280AE, KO7IU and K19CE **Granted** (January
21, 2003) [See Implementation of Section 9 of the
Communications Act, Memorandum Opinion and Order, 10
FCC Rcd 10,891, para. 16 (1995)]

Progressive Broadcasting, Inc. - Request for waiver of FY
2000 regulatory fee late payment penalty due for WBCB-AM
Denied (January 22, 2003)

SkyTel Corp. (Debtor-in-possession) Request for waiver
and deferral of the application filing fees Station KPE495
Granted (January 6, 2003) [See MobileMedia Corporation,
et al., Memorandum Opinion and Order, 14 FCC Rcd. 8017,
8027, ¶ 40 (1999)]

Twelve Mile Ranch – Request for waiver of FY 2002
regulatory fee for television translator F11MM **Granted**
(January 22, 2003) [See Implementation of Section 9 of the
Communications Act, Memorandum Opinion and Order, 10
FCC Rcd 10,891, para. 16 (1995)]

United Air Lines, Inc. - Request for waiver of the filing fees
submitted in connection with the application for pro forma
assignment of wireless aircraft licenses from the licensee,
United Air Lines, Inc. **Granted** (March 24, 2003) [See
Establishment of a Fee Collection Program to Implement the
Provisions of the Consolidated Omnibus Budget
Reconciliation Act of 1985, 2 FCC Rcd 3558, 3572-73
(1990) see also MobileMedia Corporation, 14 FCC Rcd
8017, 8027 (1999) (bankruptcy establishes good cause for
waiver of filing fee)]

Wennes Communications Stations, Inc. Request for waiver
of FY 2002 regulatory fee late payment penalty **Denied**
(March 24, 2003)

Winnebago Broadcasting, Inc. – Request for waiver of FY
2000 regulatory fee late payment penalty **Denied** (January
31, 2003)

**NOTE: ANY QUESTIONS REGARDING THIS
REPORT SHOULD BE DIRECTED TO THE
REVENUE AND RECEIVABLES OPERATIONS
GROUP AT (202) 418-1995.**